

Jun-23-1981

FILE: MINUTES

DESCRIPTION:

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
TUESDAY, JUNE 23, 1981  
AT 8:30 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING: The meeting was called to order by Mayor Wilson at 8:50 a.m. The meeting was recessed by Mayor Wilson at 8:57 a.m. to meet as the Redevelopment Agency. The meeting was reconvened by Mayor Wilson at 9:40 a.m. with Councilmember Golding not present. The meeting was recessed at 9:47 a.m. to meet as the Redevelopment Agency and subsequently the Housing Authority. The meeting was reconvened by Mayor Wilson at 11:07 a.m. A quorum was not present. A quorum was present at 11:09 a.m. with Councilmembers Cleator, Murphy, Gotch and Killea not present. The meeting was recessed by Deputy Mayor Mitchell at 11:31 a.m. to reconvene at 2:00 p.m. The meeting was reconvened by Mayor Wilson at 4:48 p.m. and immediately recessed into Closed Session on pending litigation and meet and confer negotiations in the Twelfth Floor Conference Room. The meeting was reconvened by Mayor Wilson at 5:50 p.m. The meeting was adjourned by Deputy Mayor Mitchell at 5:56 p.m.

ATTENDANCE DURING THE MEETING:

(M) Mayor Wilson-present.

- (1) Councilmember Mitchell-present.
- (2) Councilmember Cleator-present.
- (3) Councilmember Golding-present.
- (4) Councilmember Williams-present.
- (5) Councilmember Schnaubelt-present.
- (6) Councilmember Gotch-present.
- (7) Councilmember Murphy-present.
- (8) Councilmember Killea-present.

Clerk-Abdelnour (eb/jb)

Jun-23-1981 ITEM-1:

FILE: MINUTES

DESCRIPTION:

Clerk Abdelnour called the roll:

Mayor Wilson-present.

Councilmember Mitchell-present.

Councilmember Cleator-present.

Councilmember Golding-present.

Councilmember Williams-not present.  
Councilmember Schnaubelt-present.  
Councilmember Gotch-present.  
Councilmember Murphy-present.  
Councilmember Killea-present.

Jun-23-1981 ITEM-155:

DESCRIPTION: (O-81-266) Amending Chapter III, Article 5, of the San Diego Municipal Code by AMENDING SECTION 35.0116B relating to UTILIZATION OF REVENUES. (See City Manager Report CMR-81-217 and PSS Committee Consultant Analysis PSS-81-22.)

COMMITTEE ACTION:

Initiated by PSS on 6/11/81. Recommendation to INTRODUCE the Ordinance.  
Districts 3, 6, 7 and 8 voted ye. District 1 not present.

FILE: MEET

COUNCIL ACTION:

(Tape location: E003-011).

Continued to June 29, 1981, 2:00 p.m.

MOTION BY CLEATOR TO CONTINUE TO JUNE 29, 1981, 2:00 P.M. AT MAYOR WILSON'S

REQUEST. Second by Schnaubelt. Passed by the following vote: Mitchell-ye.  
Cleator-ye. Golding-ye. Williams-ye. Schnaubelt-ye. Gotch-ye.  
Murphy-ye. Killea-ye. Mayor Wilson-ye.

Jun-23-1981 ITEM-210:

DESCRIPTION: (R-81-2320) ESTABLISHING, pursuant to the authority of Californ Government Code, Division 9, Title 1 (Sections 7900 et seq.), the following TAX APPROPRIATIONS LIMITS for the City of San Diego: Fiscal Year 1981 -- \$165,545,701 and Fiscal Year 1982 -- \$185,145,784; declaring that pursuant to the requirements of the above Code, the DOCUMENTATION upon which the tax appropriations limits herein established have been determined, has been made available for public information and review at the Office of the City Clerk since June 5, 1981. (See City Manager Report CMR-81-247.)

FILE: MEET

COUNCIL ACTION:

(Tape location: E003-011).

Continued to June 30, 1981, 8:30 a.m.

MOTION BY CLEATOR TO CONTINUE TO JUNE 30, 1981, 8:30 A.M. AT MAYOR WILSON'S

REQUEST. Second by Schnaubelt. Passed by the following vote: Mitchell-ye.  
Cleator-ye. Golding-ye. Williams-ye. Schnaubelt-ye. Gotch-ye.  
Murphy-ye. Killea-ye. Mayor Wilson-ye.

Jun-23-1981 ITEM-310:

DESCRIPTION: Three Resolutions relative to authorizing SUGGESTION AWARDS to the following employees:

Subitem-A: (R-81-2332)

Wayne L. Ramsey - City Treasurer - \$180. Robert L. Davis - General Services Department - \$120. William A. Nelson - Police Department - \$120. Alison M. Gonzales - Planning Department - \$95.

Subitem-B: (R-81-2333)

Robert M. Nichols - Park and Recreation Department - \$50. William J. Tomes - Fire Department - \$45. Jose A. Barron, Jr. - Park and Recreation Department - \$30. Ingeborg H. Lavers - Financial Management Department - \$30. Charles B. Anderson - Building Inspection Department - \$25.

Subitem-C: (R-81-2334)

Linda M. King - Risk Management Department - \$15.. Thomas G. Simonds - Police Department - \$10. Myrna F. Choate - Risk Management Department - \$10.

FILE: MEET

COUNCIL ACTION:

(Tape location: A020-036)

Subitem-A adopted as Resolution R-254509.

Subitem-B adopted as Resolution R-254510.

Subitem-C adopted as Resolution R-254511.

MOTION BY MURPHY TO ADOPT. Second by Killea. Passed by the following vote: Mitchell-yea. Cleator-yea. Golding-yea. Williams-not present. Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-yea.

Jun-23-1981 ITEM-311:

DESCRIPTION:

Welcome to New Employees.

FILE: MEET

COUNCIL ACTION:

(Tape location: A054-091).

Welcomed.

Jun-23-1981 ITEM-330:

DESCRIPTION:

FILE:

DESCRIPTION:

REZONING LOTS 10 through 15, BLOCK 9, LA JOLLA PARK, MAP-352 (approximately 0.48 acres), located on the east side of Eads Avenue between Pearl and Silver Streets, in the La Jolla Community Plan area, from ZONE CS to ZONE R-3. (Case-5-81-020. DISTRICT-1.)

Subitem-A: (R-81-2264)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-81-02-17 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-81-257)

INTRODUCTION of an ORDINANCE for R-3 Zoning.

FILE: ZONE 6/23/81

COUNCIL ACTION:

(Tape location: D057-069)

Subitem-A adopted as Resolution R-254512.

Subitem-B introduced, to be adopted July 6, 1981.

Hearing began 11:29 a.m. and halted 11:30 a.m.

MOTION BY CLEATOR TO CLOSE THE HEARING, ADOPT SUBITEM-A AND INTRODUCE

SUBITEM-B. Second by Schnaubelt. Passed by the following vote:

Mitchell-yea.

Cleator-yea. Golding-yea. Williams-not present. Schnaubelt-yea. Gotch-yea.

Murphy-yea. Killea-yea. Mayor Wilson-not present.

Jun-23-1981 ITEM-331:

DESCRIPTION: (R-81-2366) A RESOLUTION adopting an AMENDMENT to the BYLAWS OF

THE CENTRE CITY DEVELOPMENT CORPORATION. (See Centre City Development Corporation Memorandum of May 21, 1981. Centre City Planning Area.)

FILE: GEN'L CCDC, Bylaws

COUNCIL ACTION:

(Tape location: A715- B003).

Adopted as Resolution R-254513.

MOTION BY MURPHY TO ADOPT. Second by Killea. Passed by the following vote:

Mitchell-yea. Cleator-yea. Golding-not present. Williams-yea.

Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-yea.

Jun-23-1981 ITEM-332:

DESCRIPTION: (R-81-2378) Appropriating TRANSIENT OCCUPANCY TAX FUNDS in the amount of \$400,000 from the New Convention Facility Fund 10225 for TRANSFER to the Redevelopment Agency; authorizing the CITY AUDITOR AND COMPTROLLER to TRANSFER such funds to the Agency; declaring that such contributions to the above Agency are to be recorded as interest bearing loans to the Agency, repayable from tax increment revenues or other revenues; declaring that in the event the above Agency desires to issue bonds, notes, or other instruments of indebtedness of the Agency to carry out certain redevelopment projects in the Centre City area, then any indebtedness of the Agency to the City, including any interest accrued thereon, shall be deemed not to be a first pledge of tax increment allocations received by the Agency pursuant to Health and Safety Code, Section 33670; and any indebtedness of the Agency to the City, including any interest accrued thereon, shall be subordinate to any pledge of tax increments to bondholders or the holders of other such instruments of indebtedness. (See Centre City Development Corporation Memorandum of June 10, 1981. Centre City Planning Area.)

FILE: MEET

COUNCIL ACTION:

(Tape location: B006-042).

Adopted as Resolution R-254514.

MOTION BY CLEATOR TO ADOPT. Second by Killea. Passed by the following vote: Mitchell-yea. Cleator-yea. Golding-yea. Williams-yea. Schnaubelt-nay. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-yea.

Jun-23-1981 ITEM-333:

DESCRIPTION: (R-81-2369) Declaring that commencing July 1, 1981 all debt of the Redevelopment Agency to the City shall be subject to an annual interest charge of ten percent; authorizing the CITY AUDITOR AND COMPTROLLER to COMPUTE AND ACCRUE interest on the outstanding balance of the above Agency debt to the City at the rate of ten percent per year; declaring that in the event the above Agency desires to issue bonds, notes, or other instruments of indebtedness of the Agency to carry out the Agency's redevelopment projects, then any indebtedness of the Agency to the City, including any interest accrued thereon, shall be deemed not to be a first pledge of tax increment allocations received by the Agency pursuant to Health and Safety Code, Section 33670; and any indebtedness of the Agency to the City, including any interest accrued thereon, shall be subordinate to any pledge of tax increments to bondholders or the holders of other such instruments of indebtedness. (See City Manager Report CMR-81-253. Centre City Planning Area.)

FILE: MEET

COUNCIL ACTION:

(Tape location: B043-060).

Adopted as Resolution R-254515.

MOTION BY KILLEA TO ADOPT. Second by Williams. Passed by the following vote:

Mitchell-yea. Cleator-yea. Golding-yea. Williams-yea. Schnaubelt-yea.  
Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-yea.

Jun-23-1981 ITEM-S407:

DESCRIPTION: (R-81-2421) Authorizing the execution of a COOPERATIVE CONTRACT with the County of San Diego, and the County of San Diego's Broker of Record, Robert F. Driver Company, Inc., for the purpose of obtaining CITYWIDE FIRE, PROPERTY and EXTENDED COVERAGE INSURANCE as may be required for a period of three years and three months commencing July 1, 1981 and ending October 1, 1984; RESCINDING Resolution R-190525, adopted July 1, 1967, appointing Barney and Barney Insurance as Broker of Record for obtaining Stadium Property and Earthquake Insurance as may be required; RESCINDING Resolution R-206369, adopted August 29, 1972, appointing Barney and Barney Insurance as Broker of Record for obtaining Planetarium Property and Earthquake Insurance as may be required. (See City Manager Report CMR-81-266.)

FILE: CONT Insurance, Fire

COUNCIL ACTION:

(Tape location: E018-060).

Adopted as Resolution R-254522.

MOTION BY GOTCH TO ADOPT. Second by Williams. Passed by the following vote:

Mitchell-yea. Cleator-ineligible. Golding-yea. Williams-yea.

Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-not present. Mayor

Wilson-not

present.

Jun-23-1981 ITEM-S500:

DESCRIPTION: (R-81-2179) Authorizing the SALE BY NEGOTIATION of a portion of the WEST HALF of the SOUTHWEST QUARTER of SECTION 32, TOWNSHIP 14 SOUTH, RANGE

2 WEST, S.B.B.M. for the sum of \$97,500 to D/H Mesa View Partners; authorizing the execution of a GRANT DEED, granting to D/H Mesa View Partners, said property; determining that no broker's commission shall be paid by City on said negotiated sale; authorizing and directing the CITY MANAGER to include a provision in the escrow agreement conveying the above property, which provision shall require an additional payment to the City of \$10,000 per unit up to a maximum of 12 units for any units over 222 added prior to the completion of construction of a condominium project on the parcel adjacent to the parcel being sold. (See City Manager Report CMR-81-212 and PFR Committee Consultant Analysis PFR- 81-18. Mira Mesa Community Area. DISTRICT-5.)

COMMITTEE ACTION:

Initiated by PFR on 6/17/81. Recommendation to ADOPT the Resolution.

Districts 2, 5 and 7 voted yea. Districts 3 and 6 not present.

FILE: DEED F-960

**COUNCIL ACTION:**

(Tape location: D024-054).

Adopted as Resolution R-254516.

**MOTION BY CLEATOR TO ADOPT.** Second by Schnaubelt. Passed by the following vote: Mitchell-yea. Cleator-yea. Golding-yea. Williams-not present. Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-not present.

Jun-23-1981 ITEM-S501: (Continued from the Meetings of May 2 and June 16, 1981 at Steve Tate's request.)

**DESCRIPTION:** Proposal to amend the CARMEL VALLEY PRECISE PLAN and the NORTH CITY WEST PLANNED DISTRICT ORDINANCE and DESIGN GUIDELINES. The Precise Plan

encompasses approximately 375 acres south of Torrey Pines High School and proposes approximately 1,936 dwelling units. The proposed amendments are necessary because of the redesign of the interior street system and modifications to the open space system. More detailed building and landscaping plans have necessitated changes to the Planned District Ordinance and Design Element. (DISTRICT-1.)

Subitem-A: (R-81- )

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL IMPACT REPORT EIR-76-05-25 S2 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (O-81- )

INTRODUCTION of an ORDINANCE amending the North City West Planned District Ordinance.

Subitem-C: (R-81- )

Adoption of a RESOLUTION amending the Carmel Valley Precise Plan.

Subitem-D: (R-81- )

Adoption of a RESOLUTION amending the Design Element.

Subitem-E: (R-81- )

Adoption of a RESOLUTION containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with ENVIRONMENTAL IMPACT REPORT EIR-76-05-25 S2.

NOTE: The project proponent must furnish Council with the proposed findings in keeping with Section 21081 of the California Public Resources Code. Hearing open, no testimony taken on 5/26/81. District 7 and Mayor not present.

Hearing open, no testimony taken on 6/16/81. District 7 and Mayor not present.

FILE: LAND Carmel Valley Precise Plan and North City West Planned District

COUNCIL ACTION:

(Tape location: C400-670)

Subitem-A adopted as Resolution R-254517.

Subitem-B introduced, to be adopted July 6, 1981.

Subitem-C adopted as Resolution R-254518.

Subitem-D adopted as Resolution R-254519.

Subitem-E adopted as Resolution R-254520.

Hearing began 11:11 a.m. and halted 11:25 a.m.

Councilmember Murphy left 11:13 a.m.

Testimony in opposition by Steve Foote.

MOTION BY CLEATOR TO CLOSE THE HEARING, ADOPT SUBITEMS-A,C,D,E, AND INTRODUCE

SUBITEM-B. Second by Schnaubelt. Passed by the following vote:

Mitchell-nay. Cleator-yea. Golding-yea. Williams-not present.

Schnaubelt-yea

Gotch-nay. Murphy-not present. Killea-yea. Mayor Wilson-yea.

Jun-23-1981 ITEM-UC-2:

DESCRIPTION:

(R-81-2475) A Resolution presented to the City Council with UNANIMOUS CONSENT:

Requesting Assembly Speaker Willie Brown to appoint Councilman Mike Gotch to

the State Coastal Commission as the appointee of the San Diego Regional

Coastal Commission, pursuant to the appropriate provisions set forth in law.

FILE: (MEET)

COUNCIL ACTION: (Tape location: D070-080).

Adopted as Resolution R-254521.

MOTION BY CLEATOR TO ADOPT. Second by Murphy. Passed by the following vote:

Mitchell-yea. Cleator-yea. Golding-yea. Williams-not present.

Schnaubelt-yea. Gotch-yea. Murphy-yea. Killea-yea. Mayor Wilson-not present.

Jun-23-1981 ADJOURNMENT:

FILE: MINUTES

DESCRIPTION:



By common consent the meeting was adjourned by Deputy Mayor Mitchell at 5:56 p.m. QTCS QLS qls